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DIGEST OF RECENT VIRGINIA DECISIONS.

Supreme Court of Appeals.

Note.—In this department we give the syllabus of every case decided by the Virginia Supreme Court of Appeals, except of such cases as are reported in full.

BUCHANAN *v.* SMITH & HICKS, Inc.

Sept. 28, 1921.

[109 S. E. 231.]

1. Appeal and Error (§ 1008 (1*))—Judgment Reversed if Plainly Wrong or Not Supported by Evidence.—The judgment will be reversed on writ of error if the court is of the opinion that it is plainly wrong or without evidence to support it.

[Ed. Note.—For other cases, see 1 Va.-W. Va. Enc. Dig. 437.]

2. Contracts (§ 322 (3*))—Evidence Held to Prove Negligence in Packing Goods and Loading Car Causing Damage to Carload during Transportation.—In action for damage to carload of household goods, injured during transportation, against defendant, who had been employed by plaintiff to pack goods and load car, evidence held to prove that defendant was negligent in packing goods and loading car, and that such negligence was the cause of the damage.

[Ed. Note.—For other cases, see 5 Va.-W. Va. Enc. Dig. 326.]

Error to Law and Equity Court of City of Richmond.

Action by Elizabeth Buchanan against Smith & Hicks, Inc. Judgment for defendant, and plaintiff brings error. Reversed, and judgment rendered for plaintiff.

T. Justin Moore, of Richmond, for plaintiff in error.

Scott & Buchanan, of Richmond, and *A. G. Robertson*, for defendant in error.

FIRST STATE BANK OF MONROE *v.* CONNOLEY.

Nov. 17, 1921.

[109 Va. 301.]

1. Bailment (§ 12*)—Person, Given Draft to Take to Another, Who Cashed It Himself, Held Liable for Loss of Money Irrespective of Due Care.—Where plaintiff asked defendant to take a draft to a bank in L. and bring back the money, without compensation, but, upon learning that defendant was not coming back from L. until in the night, told him to give it to H. and tell H. to send the draft by some respectable person, and H. told him to give the draft to M., but, upon

*For other cases see same topic and KEY-NUMBER in all Key-Numbered Digests and Indexes.